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(Via email and FedEx)

January 21, 2009

Michael Bond Kutak Rock LLP 214 West Dickson St The Three Sisters Building Fayetteville, AR 72701-5221

State of Oklahoma v. Tyson et al., No. 05-CV-0329-GKF-SAJ

Dear Michael:

Re:

Pursuant to the Court's order of January 5, 2007 (Dkt. 1016), and without waiving our objections, we are today FedExing to you STOK-CD103, along with an index of the data being produced.

Included in this production are lab notes which Defendants have requested from Dr. Harwood relating to salmonella testing. These particular lab notes were kept by a graduate student who actually conducted the testing.

Also included is preliminary data from A&L Analytical Laboratories. production of this data is being expedited pursuant to the Defendants' request and the Court's Order (Dkt. 1710). It is important to understand that in order to expedite the production of this data, we have not been able to complete our internal QA/QC process this data. When that review is completed, we will supplement the production.

Should you have any questions concerning this production, please do not hesitate to call.

Sincerely,

RECEIVED JAN 22 2009

Exhibit AA

Kutak Rock-Fayetteville

State of Oklahoma v. Tyson, et al. Plaintiff's Document Production Index For documents produced January 21, 2009

STOK 58118-58139	A&L report 08-331-0217 (preliminary) Date of sampling: 11-19-08	STOK-CD103
	Sample ID: Fite B1A-01, Fite B1A-02, Fite B1A-01-02, Fite B1A-04, Fite B1A-06, Fite B1A-01>10	
STOK 58140-58143	Lab notes re Salmonella testing	STOK-CD103

01-21-09 Index of CD103 for BB&B